

**FISCAL YEAR 2025**

**MARK UP  
HOUSE BILL 2012  
PUBLIC DEFENDER**

**102<sup>nd</sup> General Assembly**

**Second Regular Session**

*Prepared by Senate Appropriations staff*

**OFFICE OF PUBLIC DEFENDER**  
**Section 12.400 – Director’s Office/Legal Services**

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**Description:** The Director’s Office is responsible for centralized administration and coordination of resources, planning functions, fiscal processing, personnel functions, data processing support, conflict case transfers, collection of lien and recoupment monies and other support functions.

**Legal Basis:** Chapter 600, RSMo.

**Funding Source:** General Revenue (0101)

**FY 2023 GR W/H:** \$0

**CORE ADJUSTMENTS:**

**DEPARTMENT:**

Core reallocation within: ±\$639,486 Other Funds PSD reallocated to Other Funds E&E to align the budget with planned expenditures

**GOVERNOR:**

Same as Department – no additional core changes

**HOUSE:**

Same as Department – no additional core changes

**SENATE:**

**CONFERENCE:**

Committee Markup Annual	HB 2012 - PUBLIC DEFENDER										Regular House Bills	
	FY 2023		FY 2023		FY 2024		FY 2025		GOV AS		HOUSE	
	BUDGET		ACTUAL		BUDGET		DEPT REQ		AMENDED REC		RECOMMENDED	
	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE
HOUSE BILL SECTION 12.400												
OFFICE OF THE DIRECTOR - 15111C												
CORE												
PERSONAL SERVICES	43,030,370	694.13	39,174,176	626.31	46,774,012	694.13	46,774,012	694.13	46,774,012	694.13	46,774,012	694.13
GENERAL REVENUE	43,030,370	694.13	39,174,176	626.31	46,774,012	694.13	46,774,012	694.13	46,774,012	694.13	46,774,012	694.13
EXPENSE & EQUIPMENT	9,459,782	0.00	13,315,976	0.00	10,217,263	0.00	10,856,749	0.00	10,856,749	0.00	10,856,749	0.00
GENERAL REVENUE	9,459,782	0.00	13,315,976	0.00	9,577,776	0.00	9,577,776	0.00	9,577,776	0.00	9,577,776	0.00
OTHER FUNDS	0	0.00	0	0.00	639,487	0.00	1,278,973	0.00	1,278,973	0.00	1,278,973	0.00
PROGRAM-SPECIFIC	0	0.00	0	0.00	639,486	0.00	0	0.00	0	0.00	0	0.00
OTHER FUNDS	0	0.00	0	0.00	639,486	0.00	0	0.00	0	0.00	0	0.00
TOTAL	\$52,490,152	694.13	\$52,490,152	626.31	\$57,630,761	694.13	\$57,630,761	694.13	\$57,630,761	694.13	\$57,630,761	694.13
Amendment 3 Funding - 1151005												
EXPENSE & EQUIPMENT	0	0.00	0	0.00	0	0.00	5,160,916	0.00	7,819,646	0.00	7,819,646	0.00
OTHER FUNDS	0	0.00	0	0.00	0	0.00	5,160,916	0.00	7,819,646	0.00	7,819,646	0.00
TOTAL	\$0	0.00	\$0	0.00	\$0	0.00	\$5,160,916	0.00	\$7,819,646	0.00	\$7,819,646	0.00
For contract legal services for clients that cannot adequately be represented by currrent public defender attorneys and for holistic defense services to help clients avoid further involvement in the criminal law system.												
Pay Plan - 0000012												
PERSONAL SERVICES	0	0.00	0	0.00	0	0.00	0	0.00	1,496,768	0.00	1,496,768	0.00

Committee Markup Annual	HB 2012 - PUBLIC DEFENDER										Regular House Bills	
	FY 2023		FY 2023		FY 2024		FY 2025		GOV AS		HOUSE	
	BUDGET		ACTUAL		BUDGET		DEPT REQ		AMENDED REC		RECOMMENDED	
	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE
HOUSE BILL SECTION 12.400												
OFFICE OF THE DIRECTOR - 15111C												
Pay Plan - 0000012												
PERSONAL SERVICES	0	0.00	0	0.00	0	0.00	0	0.00	1,496,768	0.00	1,496,768	0.00
GENERAL REVENUE	0	0.00	0	0.00	0	0.00	0	0.00	1,496,768	0.00	1,496,768	0.00
TOTAL	\$0	0.00	\$0	0.00	\$0	0.00	\$0	0.00	\$1,496,768	0.00	\$1,496,768	0.00
Statewide 3.2% COLA, as well as a retention plan dedicated to direct care staff at 24/7 state facilities.												
TOTAL - OFFICE OF THE DIRECTOR	\$52,490,152	694.13	\$52,490,152	626.31	\$57,630,761	694.13	\$62,791,677	694.13	\$66,947,175	694.13	\$66,947,175	694.13



OFFICE OF PUBLIC DEFENDER

Section 12.400 cont. – Extraordinary Expenses and Conflict Cases

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**Description:** This section provides funding for three main types of expenses: payments of expenses associated with the defense or violent crimes, litigation expenses exceeding \$500, and expenses of contracting with private counsel in conflict cases.  
**Legal Basis:** Chapter 600, RSMo.  
**Funding Source:** General Revenue (0101)  
**FY 2023 GR W/H:** \$0

CORE ADJUSTMENTS:

DEPARTMENT:

No core changes

GOVERNOR:

No core changes

HOUSE:

No core changes

SENATE:

CONFERENCE:

Committee Markup Annual	HB 2012 - PUBLIC DEFENDER										Regular House Bills	
	FY 2023		FY 2023		FY 2024		FY 2025		GOV AS		HOUSE	
	BUDGET		ACTUAL		BUDGET		DEPT REQ		AMENDED REC		RECOMMENDED	
	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE
HOUSE BILL SECTION 12.400												
EXTRAORDINARY EXPENSE/CONFLIC - 15151C												
CORE												
EXPENSE & EQUIPMENT	4,721,071	0.00	4,720,968	0.00	4,736,344	0.00	4,736,344	0.00	4,736,344	0.00	4,736,344	0.00
GENERAL REVENUE	4,721,071	0.00	4,720,968	0.00	4,736,344	0.00	4,736,344	0.00	4,736,344	0.00	4,736,344	0.00
TOTAL	\$4,721,071	0.00	\$4,720,968	0.00	\$4,736,344	0.00	\$4,736,344	0.00	\$4,736,344	0.00	\$4,736,344	0.00
TOTAL - EXTRAORDINARY EXPENSE/CONFLI	\$4,721,071	0.00	\$4,720,968	0.00	\$4,736,344	0.00	\$4,736,344	0.00	\$4,736,344	0.00	\$4,736,344	0.00

OFFICE OF PUBLIC DEFENDER

Section 12.400 cont. – Legal Defense and Defender Fund

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**Description:** This section includes funding for personal services and expense and equipment requested and recommended from the Legal Defense Fund (funds collected from the indigent).

**Legal Basis:** Chapter 600, RSMo.

**Funding Source:** Legal Defense and Defender Fund (0670)

**FY 2023 GR W/H:** N/A

CORE ADJUSTMENTS:

DEPARTMENT:

No core changes

GOVERNOR:

No core changes

HOUSE:

No core changes

SENATE:

CONFERENCE:



Committee Markup Annual	HB 2012 - PUBLIC DEFENDER										Regular House Bills	
	FY 2023 BUDGET		FY 2023 ACTUAL		FY 2024 BUDGET		FY 2025 DEPT REQ		GOV AS AMENDED REC		HOUSE RECOMMENDED	
	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE
HOUSE BILL SECTION 12.400												
LEGAL DEFENSE & DEFENDER FUND - 15141C												
CORE												
PERSONAL SERVICES	151,670	2.00	151,668	1.93	164,865	2.00	164,865	2.00	164,865	2.00	164,865	2.00
OTHER FUNDS	151,670	2.00	151,668	1.93	164,865	2.00	164,865	2.00	164,865	2.00	164,865	2.00
EXPENSE & EQUIPMENT	3,205,088	0.00	3,309,676	0.00	3,260,278	0.00	3,260,278	0.00	3,260,278	0.00	3,260,278	0.00
OTHER FUNDS	3,205,088	0.00	3,309,676	0.00	3,260,278	0.00	3,260,278	0.00	3,260,278	0.00	3,260,278	0.00
PROGRAM-SPECIFIC	162,418	0.00	37,341	0.00	125,000	0.00	125,000	0.00	125,000	0.00	125,000	0.00
OTHER FUNDS	162,418	0.00	37,341	0.00	125,000	0.00	125,000	0.00	125,000	0.00	125,000	0.00
TOTAL	\$3,519,176	2.00	\$3,498,685	1.93	\$3,550,143	2.00	\$3,550,143	2.00	\$3,550,143	2.00	\$3,550,143	2.00
Pay Plan - 0000012												
PERSONAL SERVICES	0	0.00	0	0.00	0	0.00	0	0.00	5,276	0.00	5,276	0.00
OTHER FUNDS	0	0.00	0	0.00	0	0.00	0	0.00	5,276	0.00	5,276	0.00
TOTAL	\$0	0.00	\$0	0.00	\$0	0.00	\$0	0.00	\$5,276	0.00	\$5,276	0.00
Statewide 3.2% COLA, as well as a retention plan dedicated to direct care staff at 24/7 state facilities.												
TOTAL - LEGAL DEFENSE & DEFENDER FUN	\$3,519,176	2.00	\$3,498,685	1.93	\$3,550,143	2.00	\$3,550,143	2.00	\$3,555,419	2.00	\$3,555,419	2.00

**OFFICE OF PUBLIC DEFENDER**

**Section 12.400 cont. – Debt Offset Escrow**

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**Description:** This section authorizes State Public Defender to intercept Missouri State Income Tax refund checks due to individuals who owe the Missouri State Public Defender System monies for representation.  
**Legal Basis:** Chapter 600, RSMo.  
**Funding Source:** Debt Offset Escrow Fund (0753)  
**FY 2023 GR W/H:** N/A

**CORE ADJUSTMENTS:**

**DEPARTMENT:**

No core changes

**GOVERNOR:**

No core changes

**HOUSE:**

No core changes

**SENATE:**

**CONFERENCE:**

Committee Markup Annual	HB 2012 - PUBLIC DEFENDER										Regular House Bills	
	FY 2023		FY 2023		FY 2024		FY 2025		GOV AS		HOUSE	
	BUDGET		ACTUAL		BUDGET		DEPT REQ		AMENDED REC		RECOMMENDED	
	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE
HOUSE BILL SECTION 12.400												
DEBT OFFSET ESCROW FUND - 15161C												
CORE												
FUND TRANSFERS	2,450,000	0.00	2,450,000	0.00	2,450,000	0.00	2,450,000	0.00	2,450,000	0.00	2,450,000	0.00
OTHER FUNDS	2,450,000	0.00	2,450,000	0.00	2,450,000	0.00	2,450,000	0.00	2,450,000	0.00	2,450,000	0.00
TOTAL	\$2,450,000	0.00	\$2,450,000	0.00	\$2,450,000	0.00	\$2,450,000	0.00	\$2,450,000	0.00	\$2,450,000	0.00
TOTAL - DEBT OFFSET ESCROW FUND	\$2,450,000	0.00	\$2,450,000	0.00	\$2,450,000	0.00	\$2,450,000	0.00	\$2,450,000	0.00	\$2,450,000	0.00

OFFICE OF PUBLIC DEFENDER

Section 12.400 cont. – Grants

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**Description:** This section provides appropriation authority if grants are received from the federal government.  
**Legal Basis:** Chapter 600, RSMo.  
**Funding Source:** Federal Funds (0112)  
**FY 2023 GR W/H:** N/A

CORE ADJUSTMENTS:

DEPARTMENT:

No core changes

GOVERNOR:

No core changes

HOUSE:

No core changes

SENATE:

CONFERENCE:

Committee Markup Annual	HB 2012 - PUBLIC DEFENDER										Regular House Bills	
	FY 2023 BUDGET		FY 2023 ACTUAL		FY 2024 BUDGET		FY 2025 DEPT REQ		GOV AS AMENDED REC		HOUSE RECOMMENDED	
	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE
HOUSE BILL SECTION 12.400												
GRANTS - 15131C												
CORE												
EXPENSE & EQUIPMENT	500,000	0.00	7,588	0.00	500,000	0.00	500,000	0.00	500,000	0.00	500,000	0.00
FEDERAL FUNDS	500,000	0.00	7,588	0.00	500,000	0.00	500,000	0.00	500,000	0.00	500,000	0.00
PROGRAM-SPECIFIC	625,000	0.00	0	0.00	625,000	0.00	625,000	0.00	625,000	0.00	625,000	0.00
FEDERAL FUNDS	625,000	0.00	0	0.00	625,000	0.00	625,000	0.00	625,000	0.00	625,000	0.00
TOTAL	\$1,125,000	0.00	\$7,588	0.00	\$1,125,000	0.00	\$1,125,000	0.00	\$1,125,000	0.00	\$1,125,000	0.00
TOTAL - GRANTS	\$1,125,000	0.00	\$7,588	0.00	\$1,125,000	0.00	\$1,125,000	0.00	\$1,125,000	0.00	\$1,125,000	0.00

**OFFICE OF PUBLIC DEFENDER**

**Mileage Reimbursement**

**Description:** The FY 2023 Supplemental budget included appropriation authority to increase the mileage reimbursement rate by \$0.105 per mile (from \$0.55 to \$0.655 per mile).  
**Legal Base:** HB 14 – Early Supplemental Budget Bill (2023)  
**Funding Source:** Various  
**FY 2024 Withholding:** \$0

This section is not needed because appropriation authority was placed in the appropriate sections in the FY 2024 budget.

Committee Markup Annual	HB 2012 - PUBLIC DEFENDER										Regular House Bills	
	FY 2023		FY 2023		FY 2024		FY 2025		GOV AS		HOUSE	
	BUDGET		ACTUAL		BUDGET		DEPT REQ		AMENDED REC		RECOMMENDED	
	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE
HOUSE BILL SECTION 12.400												
MILEAGE REIMBURSEMENT - 15115C												
CORE												
EXPENSE & EQUIPMENT	91,366	0.00	91,364	0.00	0	0.00	0	0.00	0	0.00	0	0.00
GENERAL REVENUE	84,803	0.00	84,802	0.00	0	0.00	0	0.00	0	0.00	0	0.00
OTHER FUNDS	6,563	0.00	6,562	0.00	0	0.00	0	0.00	0	0.00	0	0.00
TOTAL	\$91,366	0.00	\$91,364	0.00	\$0	0.00	\$0	0.00	\$0	0.00	\$0	0.00
TOTAL - MILEAGE REIMBURSEMENT	\$91,366	0.00	\$91,364	0.00	\$0	0.00	\$0	0.00	\$0	0.00	\$0	0.00

**OFFICE OF PUBLIC DEFENDER**

**Pay Plan**

**Description** The FY 2023 Supplemental budget included appropriation authority for two pay plan components and their associated fringe benefits: 8.7% pay increase for most state employees and a \$2/hour shift differential for staff working in 24/7 congregate care facilities  
**Legal Base:** HB 14 – Early Supplemental Budget Bill (2023)  
**Funding Source:** Various  
**FY 2024 GR W/H:** \$0

This section is not needed because appropriation authority was placed in the appropriate sections in the FY 2024 budget.



Committee Markup Annual	HB 2012 - PUBLIC DEFENDER										Regular House Bills	
	FY 2023		FY 2023		FY 2024		FY 2025		GOV AS		HOUSE	
	BUDGET		ACTUAL		BUDGET		DEPT REQ		AMENDED REC		RECOMMENDED	
	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE	DOLLAR	FTE
HOUSE BILL SECTION 12.400												
PUBLIC DEFENDER PS - 15116C												
CORE												
PERSONAL SERVICES	1,565,349	0.00	1,086,199	16.29	0	0.00	0	0.00	0	0.00	0	0.00
GENERAL REVENUE	1,559,851	0.00	1,083,322	16.24	0	0.00	0	0.00	0	0.00	0	0.00
OTHER FUNDS	5,498	0.00	2,877	0.05	0	0.00	0	0.00	0	0.00	0	0.00
TOTAL	\$1,565,349	0.00	\$1,086,199	16.29	\$0	0.00	\$0	0.00	\$0	0.00	\$0	0.00
TOTAL - PUBLIC DEFENDER PS	\$1,565,349	0.00	\$1,086,199	16.29	\$0	0.00	\$0	0.00	\$0	0.00	\$0	0.00